

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RAYMOND TERILLI,

Plaintiff,

v.

MATTHEW FALVEY, et al.,

Defendants.

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Civil No. 1:17-CV-1360

Judge Sylvia H. Rambo

ORDER

In accordance with the accompanying memorandum, it is **HEREBY ORDERED** that Plaintiff's motion for summary judgment (Doc. 31) is **GRANTED** with respect to his battery claim against Defendant Matthew Falvey and is **DENIED** in all other respects. It is **FURTHER ORDERED** that Defendants' motion for summary judgment (Doc. 36) is **DENIED**, and Defendants' motion to dismiss a claim pursuant to Federal Rule of Civil Procedure 50 (Doc. 58) is **DENIED** without prejudice to renewal at the time of trial.

s/Sylvia H. Rambo

SYLVIA H. RAMBO

United States District Judge

Dated: March 28, 2019